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27 SEP 2006

In re Application of
Bryans et al.
Application No.: 10/588,876
PCT No.: PCT/IB05/00079
Int. Filing Date: 11 January 2005
Earliest Priority Date: 22 January 2004
Attorney Docket No.: PC25784A
For: Triazole Derivatives Which Inhibit
Vasopressin Antagonistic Activity

DECISION

This is in response to the papers filed on 09 August 2006.

BACKGROUND

International application PCT/IB05/00079 was filed on 11 January 2005, claimed an earliest priority date of 22 January 2004, and designated the United States. The International Bureau communicated a copy of the published international application to the USPTO on 01 September 2005. The 30-month period for payment of the basic national fee in the U.S. expired as of midnight on 22 July 2006. International application PCT/IB05/00079 became abandoned with respect to the national stage in the United States for failure to timely pay the basic national fee.

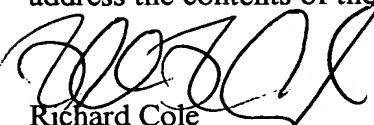
DISCUSSION

Applicants filed the instant papers, including a Transmittal Letter and a petition under 37 CFR 1.137(b), on 09 August 2006. Inspection of the papers reveals a discrepancy in the international application number to which they are directed. Specifically, the Transmittal Letter is directed to international application number PCT/IB05/00009, while the petition is directed to international application number PCT/IB05/00079. Review of the available records reveals that the published title of international application PCT/IB05/00009 is Radio Network Relocation, while the published title of international application PCT/IB05/00079 is Triazole Derivatives Which Inhibit Vasopressin Antagonistic Activity, neither of which matches the title appearing on the instant Transmittal Letter or petition. A specification referring to international application PCT/IB05/00079 and entitled Triazole Derivatives Which Inhibit Vasopressin Antagonistic Activity is present in the electronic application file. Though it appears that counsel may have intended the instant papers to be directed to the national stage of international application PCT/IB05/00079, a proper petition under 37 CFR 1.182 (and associated petition fee) is required in order to correct the discrepancy noted *supra*. Treatment of the petition under 37 CFR 1.137(b) is being held in abeyance pending resolution of this matter.

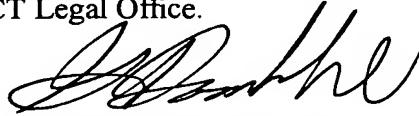
CONCLUSION

Applicants have **TWO (2) MONTHS** from the mailing date of this decision, extendable under 37 CFR 1.136(a), to file a response clarifying the status of the papers submitted on 09 August 2006.

Please direct any further correspondence with respect to this matter to the Assistant Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, VA 22313-1450, and address the contents of the letter to the attention of the PCT Legal Office.



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